

3 A RESOLUTION of the Common Council setting forth  
4 the policy of the City in regard to the annexation  
5 of the Trans Am Area.

6 WHEREAS, the annexation of territory to the city is a legislative  
7 function; and,

8 WHEREAS, the Common Council is called upon in the preparation of the  
9 City budget to provide for the furnishing of municipal services to the entire  
10 City including the newly annexed areas; and,

11 WHEREAS, the Common Council desires that newly annexed areas  
12 received the full measure of municipal services; and,

13 WHEREAS, the Common Council has before it an ordinance for the  
14 annexation of the Trans Am annexation area, more specifically:

15 In the East Half of the Northeast Quarter of Section 33,  
16 T 31 N, R 13 E, Allen County, Indiana.

17 Part of the Northeast Quarter of Section 33, T 31 N,  
18 R 13 E, Allen County, Indiana, more particularly described  
19 as follows:

20 Commencing at the Northeast corner of the Northeast  
21 Quarter of Section 33, T 31 N, R 13 E, Allen County,  
22 Indiana; thence South 00 degrees 46 minutes 00 seconds  
23 West along the East line of the Northeast Quarter of said  
24 Section 33 a distance of 1229.0 feet to the point of beginning;  
25 thence continuing South 00 degrees 46 minutes 00 seconds West  
26 along said East line a distance of 378.0 feet to the Northeast  
27 corner of a parcel of land conveyed to Gilbert L. White and  
28 Paulene A. White husband and wife from Arlington Investment  
29 Corp., by warranty deed dated April 15, 1971, and recorded  
30 as document #71 5913 in the Office of the Recorder of Allen  
31 County; thence South 87 degrees 57 minutes 47 seconds West  
32 (South 88 degrees 02 minutes West deed) along the Northerly  
line of the White parcel a distance of 336.0 feet; thence  
South 00 degrees 46 minutes 00 seconds West along the West  
line of the White parcel and the Southerly extension thereof  
a distance of 216.0 feet to a point on the Northerly line of  
Lehman Homestead Addition, a subdivision in the aforementioned  
Section, Township, and Range and recorded in plat book 21,  
page 27 Office of the Recorder of Allen County, Indiana;  
thence South 87 degrees 57 minutes 47 seconds West along  
said Northerly line and the Westerly extension thereof  
a distance of 937.30 feet to a point on the East line  
of an Indiana and Michigan Electric Company right-of-way,  
said east right-of-way line being situated 60 feet East (by  
right angle measurement) of and parallel with the West line  
of the East half of the Northeast Quarter of Section 33  
aforementioned; thence continuing South 01 degrees 04 minutes

30 seconds West along said right-of-way line a distance of 94.26 feet; thence South 67 degrees 37 minutes 34 seconds West a distance of 209.59 feet; thence South 80 degrees 03 minutes 41 seconds West a distance of 70.0 feet; thence South 66 degrees 00 minutes 34 seconds West a distance of 71.66 feet; thence South 65 degrees 10 minutes 40 seconds West a distance of 43.75 feet to the Easterly most corner of the property conveyed from North Eastern Enterprises, Inc., to Hardware Wholesalers, Inc., as recorded in document #80 14066 in the Office of the Recorder of Allen County; thence North 36 degrees 54 minutes 22 seconds West along the Northeasterly side of said property a distance of 205.21 feet to the Southeast corner of Block "B" in the Village of Buckingham Section I as recorded in document #80 014047 in the Office of the Recorder of Allen County; thence North 52 degrees 37 minutes 36 seconds East a distance of 385.03 feet; thence South 88 degrees 55 minutes 30 seconds East a distance of 190.0 feet to the East line of said Indiana and Michigan Electric Co., right-of-way; thence North 01 degrees 04 minutes 30 seconds East along said East right-of-way line 495 feet to the Southwest corner of Lot #18 in the Hollows Section I as recorded in document #78 17214 in the Office of the Recorder of Allen County; thence South 89 degrees 13 minutes 00 seconds East along the South line of the Hollows a distance of 815.00 feet; thence North 63 degrees 19 minutes 20 seconds East continuing along said South line a distance of 145.00 feet to the Southwest corner of Lot #5 in the Hollows; thence leaving said South line South 26 degrees 58 minutes 46 seconds East a distance of 75.36 feet; thence South 89 degrees 22 minutes 48 seconds East a distance of 289.48 feet to the point of beginning containing 19.52 acres, more or less, and subject to a 40 foot right-of-way for Maplecrest Road over the Easterly portion thereof, said right-of-way being described in right-of-way widening petition contained in Commissioner's Record Book 36 page 536.

BE IT THEREFORE RESOLVED BY THE COMMON COUNCIL OF THE CITY OF  
FORT WAYNE, INDIANA:

SECTION 1. That in the case of the Trans Am annexation it is the policy of the City of Fort Wayne to follow the provisions of Common Council Resolution No. R-56-79 with regard to the provision of non-capital and capital services to the annexation area.

SECTION 2. That it is the policy of the City to follow the annexation fiscal plan for said described territory as prepared by the Department of Community Development and Planning.

SECTION 3. That said plan sets forth the cost estimates of the services to be provided, the methods of financing these services, the plan for the organization and extension of these services to be provided, and delineates the planned services of a non-capital nature, including police protection, fire protection, street and road maintenance, and other non-capital services which are normally provided within the existing

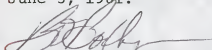
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corporate boundaries, that will be provided to the annexed territory within one (1) year from the effective date of annexation. These services will be provided in a manner which is equivalent in standard and scope to those non-capital services provided to area within the City which have similar topography, patterns of land utilization, and population density. The plan delineates the capital improvement services to be provided within three (3) years of annexation. These services are to be provided to the annexed territory in the same manner as they are provided to areas within the City which have similar topography, patterns of land utilization, and population, and population density, and in a manner consistent with federal, state and local laws, procedures and planning criteria. The plan includes a plan for hiring employees of other governmental entities whose jobs will be eliminated by this annexation.

SECTION 4. Said plan is hereby approved and adopted by the Common Council and shall be full force upon the effective date of the Trans Am annexation ordinance.

  
COUNCILMEMBER

APPROVED AS TO FORM AND LEGALITY  
June 3, 1981.

  
BRUCE O. BOXBERGER,  
City Attorney

Read the first time in full and on motion by Eisbart, seconded by J. Burns, and duly adopted, read the second time by title and referred to the Committee Annexation (and the City Plan Commission for recommendation) and Public Hearing to be held after due legal notice, at the Council Chambers, City-County Building, Fort Wayne, Indiana, on                     , the                      day of                     , 19                     , at                      o'clock                      M., E.S.T.

DATE: 6-9-81

Charles W. Westerman  
CHARLES W. WESTERMAN  
CITY CLERK

Read the third time in full and on motion by Eisbart, seconded by J. Burns, and duly adopted, placed on its passage. PASSED (LOST) by the following vote:

	AYES	NAYS	ABSTAINED	ABSENT	TO-WIT:
TOTAL VOTES	<u>9</u>	<u>          </u>	<u>          </u>	<u>          </u>	<u>          </u>
BURNS	<u>✓</u>	<u>          </u>	<u>          </u>	<u>          </u>	<u>          </u>
EISBART	<u>✓</u>	<u>          </u>	<u>          </u>	<u>          </u>	<u>          </u>
GIAQUINTA	<u>✓</u>	<u>          </u>	<u>          </u>	<u>          </u>	<u>          </u>
NUCKOLS	<u>✓</u>	<u>          </u>	<u>          </u>	<u>          </u>	<u>          </u>
SCHMIDT, D.	<u>✓</u>	<u>          </u>	<u>          </u>	<u>          </u>	<u>          </u>
SCHMIDT, V.	<u>✓</u>	<u>          </u>	<u>          </u>	<u>          </u>	<u>          </u>
SCHOMBURG	<u>✓</u>	<u>          </u>	<u>          </u>	<u>          </u>	<u>          </u>
STIER	<u>✓</u>	<u>          </u>	<u>          </u>	<u>          </u>	<u>          </u>
TALARICO	<u>✓</u>	<u>          </u>	<u>          </u>	<u>          </u>	<u>          </u>

DATE: 9-22-81

Charles W. Westerman  
CHARLES W. WESTERMAN - CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (ZONING MAP) (GENERAL) (ANNEXATION) (SPECIAL) (APPROPRIATION) ORDINANCE (RESOLUTION) No. Q-68-81 on the 22nd day of September, 19 81.

ATTEST: (SEAL)  
Charles W. Westerman  
CHARLES W. WESTERMAN - CITY CLERK  
John Nuckols  
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 23rd day of September, 19 81, at the hour of 11:30 o'clock A. M., E.S.T.

Charles W. Westerman  
CHARLES W. WESTERMAN - CITY CLERK

Approved and signed by me this 24th day of Sept. 19 81, at the hour of 11 o'clock A. M., E.S.T.

Winfield C. Moses, Jr.  
WINFIELD C. MOSES, JR.  
MAYOR

BILL NO. R-81-06-13

REPORT OF THE COMMITTEE ON ANNEXATION

WE, YOUR COMMITTEE ON Annexation TO WHOM WAS REFERRED AN  
ORDINANCE A RESOLUTION of the Common Council setting forth the policy  
of the City in regard to the annexation of the Trans Am Area

HAVE HAD SAID ORDINANCE UNDER CONSIDERATION AND BEG LEAVE TO REPORT  
BACK TO THE COMMON COUNCIL THAT SAID ORDINANCE DO PASS.

BEN A. EISBART, CHAIRMAN

DONALD J. SCHMIDT, VICE CHAIRMAN

VIVIAN G. SCHMIDT

SAMUEL J. TALARICO

MARK E. GIAQUINTA

*Blue*  
*ESSJ*  
*Vivian G. Schmidt*  
*Samuel J. Talarico*  
*Mark E. GiaQuinta*

9-22-81  
CONCURRED IN  
DATE            CHARLES W. WESTERMAN, CITY CLERK

DIGEST SHEET

TITLE OF ORDINANCE Annexation Resolution for Trans Am Area. Q-81-06-13

DEPARTMENT REQUESTING ORDINANCE Long Range Planning & Zoning - CD&P

SYNOPSIS OF ORDINANCE Resolution specifically links City General Resolution R-56-79 to the Trans Am annexation ordinance.

EFFECT OF PASSAGE City is more certain of satisfying State annexation law requirements. (I.C. 18-5-10-25)

EFFECT OF NON-PASSAGE City is less certain of satisfying requirements of I.C. 18-5-10-25.

MONEY INVOLVED (Direct Costs, Expenditures, Savings) Explained by Fiscal Plan prepared by CD&P.

ASSIGNED TO COMMITTEE (J.N.) \_\_\_\_\_